

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

~~SUPREME COURT OF THE STATE OF NEW YORK
COUNTY OF NEW YORK~~

USDC SDNY *BATTIS*
DOCUMENT
ELECTRONICALLY FILED
DATE FILED: 27 Nov 2007

GREY GLOBAL GROUP, INC. d/b/a Grey Worldwide
Plaintiff,

07 CV 10419
Index No. 603425/07 (DAB)(KNF)

- against -

STIPULATION

SHANE CO. d/b/a Western Stone & Metal Corp.,
Defendant.
_____X

*REMOVED FROM
SUP. CT., NEW YORK COUNTY
State Ct. Index No. 603425/07

IT IS HEREBY STIPULATED AND AGREED, by and between undersigned counsel for Plaintiff, GREY GLOBAL GROUP, INC. d/b/a Grey Worldwide ("Plaintiff"), and for Defendant, SHANE CO. d/b/a Western Stone & Metal Corp. ("Shane"), that the time for Shane to answer, move or otherwise respond to Plaintiff's complaint, dated October 16, 2007, is extended until and including December 12, 2007.

IT IS FURTHER STIPULATED AND AGREED that Defendant hereby agrees not to assert the defense of insufficiency of service of process herein under Rule 3211 of the New York Civil Procedure Law and Rules (CPLR) and waives such defense; this waiver of a defense under CPLR 3211 shall not constitute a waiver of or prejudice to any other defense(s) which defendants may assert, including, without limitation, a defense of lack of personal jurisdiction based on reasons other than the insufficiency of service of process. This Stipulation may be executed in counterparts. Facsimile signatures shall be no less binding than original signatures.

Dated: November 13, 2007
New York, New York

DAVIS & GILBERT LLP
Attorneys for Plaintiff
GREY GLOBAL GROUP, INC.
d/b/a Grey Worldwide

By: _____

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By: _____

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SO ORDERED:

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Leborah A. Battis
U.S.D.J. 11/27/07